

**Scianni, Melissa**

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**From:** Paul Rogers <[progers@mercurynews.com](mailto:progers@mercurynews.com)>  
**Sent:** Thursday, March 19, 2015 2:43 PM  
**To:** Blumenfeld, Jared  
**Cc:** Skadowski, Suzanne  
**Subject:** Re: Do you know how many times EPA has used the special authority under the 1989 MOU?

Meanwhile, DMB just told me that the Army Corps did send them a JD today under the Rivers and Harbors and Act, which apparently says that only the old slough footprints on the property are jurisdictional.

Will EPA also weigh in on that question?

And does that have any effect on your Clean Water Act review?

Best,  
paul

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On Thu, Mar 19, 2015 at 2:40 PM, Paul Rogers <[progers@mercurynews.com](mailto:progers@mercurynews.com)> wrote:  
Thanks much.

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On Thu, Mar 19, 2015 at 2:37 PM, Blumenfeld, Jared <[BLUMENFELD.JARED@epa.gov](mailto:BLUMENFELD.JARED@epa.gov)> wrote:  
Suzanne will let you know ASAP.

Sent from my iPhone

On Mar 19, 2015, at 2:33 PM, Paul Rogers <[progers@mercurynews.com](mailto:progers@mercurynews.com)> wrote:

You mentioned LA River. I heard there might have been 13 cases nationwide since 1989. Do you know?

Thanks,  
paul

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